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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 RICHARD ROY SCOTT,

9 Plaintiff,

10 v.

11 KELLY CUNNINGHAM,

12 Defendant.

CASE NO. C11-6015 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

13 This matter comes before the Court on the Report and Recommendation (“R&R”)
14 of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 84) and
15 Plaintiff Richard Roy Scott’s (“Scott”) objections to the R&R (Dkt. 87).

16 On August 29, 2012, Judge Strombom issued the R&R recommending that the
17 Court grant Scott’s motion to dismiss his complaint. Dkt. 84. Scott objects on the
18 ground that he withdrew his motion to withdraw. Dkt. 87. Based on Scott’s previous
19 cases, he must acquire permission to file any action before the Court. Once permission is
20 granted, Scott then files numerous frivolous and repetitive motions to consume public
21 resources. This behavior shall not be tolerated. The Court finds that Scott’s current
22 motion to withdraw his motion to withdraw is another vexatious litigation tactic to

1 consume the Court's and Defendant's resources because Scott fails to provide any
2 substantive reason for the withdrawal of his withdrawal.

3 Therefore, the Court having considered the R&R, Scott's objections, and the
4 remaining record, does hereby find and order as follows:

- 5 (1) The R&R is **ADOPTED**;
- 6 (2) The Clerk shall remove all pending motions from the Court's calendar; and
- 7 (3) This action is **DISMISSED with prejudice**.

8 Dated this 6th day of November, 2012.

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12 BENJAMIN H. SETTLE
13 United States District Judge
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